

Tuesday, October 21, 2014

The Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, met in regular session at 9:00 AM.

PRESENT: Supervisors: Frank R. Mecham, Adam Hill, Caren Ray, Debbie Arnold and Chairperson Bruce S. Gibson

ABSENT: None

THE PLEDGE OF ALLEGIANCE IS LED BY CHAIRPERSON BRUCE S. GIBSON.

Chairperson Gibson: states the Board will be conducting Closed Session today.

Consent Agenda – Review and Approval:

1-14. This is the time set for consideration of the Consent Agenda.

Chairperson Gibson: opens the floor to public comment.

Supervisor Arnold: states she will be abstaining from voting on Item No. 9 and requests it be pulled from the Consent Agenda for separate action.

The action taken for Consent Agenda items 1 through 8 and 10 through 14 on the following vote is indicated for each item.

Motion by: Frank R. Mecham

Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Gibson, Bruce S. (Chairperson)	x			
Mecham, Frank R. (Vice Chairperson)	x			
Hill, Adam (Board Member)	x			
Ray, Caren (Board Member)	x			
Arnold, Debbie (Board Member)	x			

Consent Agenda - Administrative Office Items:

1. Request to approve the FY 2014-15 Fish & Game project listing as recommended by the Fish and Games Fines Committee. All Districts.

The Board approves as recommended by the County Administrative Officer.

Consent Agenda - Auditor - Controller - Treasurer - Tax Collector Items:

2. Submittal of a cash review of the Probation Department for FY 2014-15. All Districts.

The Board approves as recommended by the County Administrative Officer.

Consent Agenda - Board of Supervisors Items:

3. Submittal of Supervisor's expense report on meetings attended pursuant to Government Code section 53232.3(d). District 2 & 4.

The Board approves as recommended by the County Administrative Officer.

4. Request to ratify a resolution recognizing the 50th anniversary of HMR Vineyard in San Luis Obispo County. District 1.

This item is amended, per the addendum to the agenda, by replacing the resolution to revise the wording. Further, the Board approves as recommended by the County Administrative Officer and as

amended by this Board. RESOLUTION No. 2014-275, adopted as amended.

Consent Agenda - Human Resources Items:

5. Submittal of a resolution approving the new classification and establishing the salary range of Chief Waste Water Treatment Plant Operator and amending the Position Allocation List (PAL) for Fund Center 405 – Public Works, by adding 1.00 FTE Chief Waste Water Treatment Plant Operator. All Districts.

Mr. Dean Benedix – Department of Public Works Utility Division Manager: responds to Supervisor Arnold's questions regarding this item.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2014-276, adopted.

6. Submittal of a resolution approving the new classification and establishing the salary range of Deputy Agricultural Commissioner and Sealer of Weights & Measures, and amending the Position Allocation List for Fund Center 141 – Agricultural Commissioner, by adding 1.0 FTE Deputy Agricultural Commissioner and Sealer of Weights & Measures, and 1.0 FTE Administrative Services Manager. All Districts.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2014-277, adopted.

Consent Agenda - Planning & Building Items:

7. Request to authorize the use of Alternative Publication Procedures for amendments to Title 8 and Title 19 of the County Code (Retrofit and Water Conservation Provisions – Los Osos) and the Winter 2014 General Plan Amendment Cycle. All Districts.

Mr. Richard Margetson: speaks.

The Board approves as recommended by the County Administrative Officer.

Consent Agenda - Probation:

8. Request to authorize a budget adjustment in the amount of \$24,000 on behalf of Anti-Gang Coordinating Commission for the purpose of retaining an Employment Coordinator for the remainder of the FY 2014-15 to provide services to ex-gang offenders during their incarceration and post-community release. All Districts.

Mr. Gerry Shea – District Attorney: speaks.

The Board approves as recommended by the County Administrative Officer.

10. Request approval of Parcel Map CO 00-0237, a proposed subdivision resulting in 2 lots by Beckett Family Vineyards LLC, northwest of the city of Paso Robles; and act on the resolution to accept the Agricultural Open-Space Easement. District 1.

Mr. Doug Rion – County Surveyor: amends this item by replacing the first paragraph under Discussion on Page 2 of the staff report.

This item is amended by replacing the first paragraph under Discussion on Page 2 of the staff report to read as follows: "Based on appeal by the applicant to the Board of Supervisors, on April 27, 2010 the Board reversed the June 1, 2009 decision of the Subdivision Review Board to deny subdivision application and tentative map subject to findings and conditions of approval." Further, the Board approves as recommended by the County Administrative Officer and as amended by this Board. RESOLUTION NO. 2014-278, adopted.

- 11. Submittal of a resolution to authorize the Director or Deputy Director of Public Works to sign federal project funding extension requests with the State of California, Department of Transportation. All Districts.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2014-279, adopted.

- 12. Request approval of Parcel Map COAL 12-0036 for a lot line adjustment resulting in 2 lots by Richard Armet and Garden Farms Community Water District, Garden Farms. District 5.

The Board approves as recommended by the County Administrative Officer.

Consent Agenda Public Works - Board Sitting as Flood Control District:

- 13. Submittal of a resolution appointing Greg Cobb and Shannon Sweeney as members; and John Carter as an alternate member to the San Luis Obispo County Flood Control and Water Conservation District Zone 1/1A Advisory Committee. District 4.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2014-280, adopted.

- 14. Submittal of a resolution to continue emergency contracting for Nacimiento Water Pipeline repairs and authorize of the Director of Public Works to execute contracts for emergency contract work through a sole source process. All Districts.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2014-281, adopted.

Item Pulled from the Consent Agenda for Separate Action - Public Works Items:

- 9. Submittal of a resolution authorizing execution of notice of completion and acceptance for the La Panza Road Widening from Ryan Road to Hord Valley Road near Creston. District 5.

Supervisor Arnold: states she is abstaining from voting on this Item.

RESOLUTION NO. 2014-282, a resolution authorizing execution of notice of completion and acceptance for the La Panza Road widening from Ryan Road to Hord Valley Road near Creston Contract No. 300397, in San Luis Obispo County, adopted.

Motion by: Adam Hill

Second by: Caren Ray

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Gibson, Bruce S. (Chairperson)	x			
Mecham, Frank R. (Vice Chairperson)	x			
Hill, Adam (Board Member)	x			
Ray, Caren (Board Member)	x			
Arnold, Debbie (Board Member)			x	

Public Comment Period:

- 15. This is the time set for members of the public to address the Board on matters that are not scheduled on the agenda.

Ms. Julie Rodewald - County Clerk-Recorder: provides an update on the November 4, 2014 election.

Ms. Julie Tacker: speaks to the waiver of fees for the Oceano Farmers Market; and concerns regarding the use of Supervisors’ discretionary funds.

Ms. Linde Owen: discusses the Los Osos water basin.

Mr. Eric Greening: speaks to the recent water summit presentation.

Mr. Richard Margetson (handout): speaks to the recycled water contract between the San Luis Coastal Unified School Board and the County.

Mr. Ben DiFatta: comments on the recent People Helping People Event; and the Los Osos Wastewater Project (LOWWP).

Ms. Joyce Albright: speaks to the LOWWP; and the Los Osos Community Services District (CSD) election.

Dr. C. Hite: speaks to healing and supporting the community; and announces an event called "Dia De Los Muertos" hosted by Wilshire Hospice on November 1, 2014 at the San Luis Obispo Mission Plaza.
No action taken.

Board Business:

- 16.** Submittal of the Status Report on the San Luis Obispo County's 2011 Public Safety Realignment Implementation Plan. All Districts.

Chairperson Gibson: opens the floor to public comment without response and receives and files the status report.

- 17.** Presentation by the Coastal San Luis and the Upper Salinas Las Tablas Resource Conservation Districts on San Luis Obispo Creek Watershed activities in the County. All Districts.

Ms. Devin Best – Upper Las Tablas Resource Conservation District Executive Director and Ms. Nicole Smith - Coastal San Luis Resource Conservation District: provide a powerpoint presentation.

Chairperson Gibson: opens the floor to public comment.

Mr. Eric Greening and Ms. Dorothy Jennings: speak.

The Board receives the presentation.

Hearings:

- 18.** Hearing to consider a resolution setting forth a determination of established vested right(s) at the Whale Rock Pit / Cayucos Pit – CA Mine ID#91-40-0010; located at 1424 Old Creek Road, east of the community of Cayucos, including the scope and nature of surface mining activities included within the established vested right(s). Hearing continued from June 17, 2014, it is recommended that the hearing be continued to November 25, 2014. District 2.

Chairperson Gibson: opens the floor to public comment without response.

The Board continues the hearing to November 25, 2014.

Motion by: Bruce S. Gibson
Second by: Frank R. Mecham

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Gibson, Bruce S. (Chairperson)	x			
Mecham, Frank R. (Vice Chairperson)	x			
Hill, Adam (Board Member)	x			
Ray, Caren (Board Member)	x			
Arnold, Debbie (Board Member)	x			

19. Public needs hearing to consider the proposed annual 2015 Action Plan for the Community Development Block Grant (CDBG), HOME Investment Partnerships Act (HOME), and Emergency Solutions Grant (ESG) Programs. All Districts.

Chairperson Gibson: opens the floor to public comment.

Ms. Danijela Dorman – Community Action Partnership of San Luis Obispo County (CAPSLO) Planning and Program Department; Steve Tanaka – Wallace Group, representing San Miguel Community Services District (CSD); Ms. Shona Pruitt – Women’s Shelter Program and San Luis Obispo Supportive Housing Consortium; Ms. Kathleen Bellefontaine - San Luis Obispo Commission on Aging Chairperson; Ms. Laverne Buckman – San Miguel Design Committee Chairperson; and Ms. Marina Washburn – Nipomo Dana Adobe Executive Director: speak.

The Board receives the presentation on unmet community development needs.

Introduction of the Cattleman of the year:

20. This is the time set for introduction of the Cattleman of the year by the Cattleman's Association.

Mr. Dale Evenson - San Luis Obispo County Cattlemen’s Association President: introduces Dan Wixom as the 2014 Cattleman of the Year.

Mr. Wixom: speaks.

Chairperson Gibson: states they will be joining the Cattlemen's Association for the luncheon at the Madonna Inn after this meeting is adjourned. **No action taken.**

Added Item – Closed Session:

21. PERSONNEL (Gov. Code, section 54957.) It is the intention of the Board to meet in closed session to:
1. Consider Public Employee Appointment for the Position of Director of Public Works.

(Added item, per the addendum to the agenda. Requirements of the Brown Act have been satisfied as this notice was posted prior to the 72-hour noticing requirement.)

Chairperson Gibson: states the Board will not be conducting Closed Session today.

On motion duly made and unanimously carried, the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, does now adjourn.

I, **JULIE L RODEWALD**, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors of the County of San Luis Obispo, and ex-officio clerk of the governing body of all other special assessment and taxing districts for which said Board so acts, do hereby certify that the foregoing is a fair statement of the proceedings of the meeting held Tuesday, October 21, 2014, by the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

JULIE L RODEWALD, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors

By: /s/ Annette Ramirez, Deputy Clerk-Recorder

DATED: October 21, 2014